

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

BYTEMARK, INC.,	§	
	§	
Plaintiff,	§	
	§	
vs.	§	Civil Action No. 2:16-cv-00543-JRG/RSP
	§	
MASABI LTD.,	§	JURY TRIAL DEMANDED
	§	
Defendant.	§	

**NOTICE OF THIRD PARTY PETITION FOR COVERED BUSINESS METHOD
REVIEW FOR USPN 8,494,967 AND USPN 9,239,993**

Defendant Masabi LTD hereby notifies the Court that two Third Party *Petitions for Covered Business Method Review* (CBMs) of USPN 8,494,967 and USPN 9,239,993 have been filed with the U.S. Patent and Trademark Office on January 10, 2018 and January 15, 2018. Case CBM2018-00011 ('967) petition is attached herewith as **Exhibit A**. Case CBM2018-00018 petition is attached herewith as **Exhibit B**.

Case CBM2018-00011 challenges claims 1, 2, 3, 4, 5, 6, 17, 18, 19, 20, 21, 22, 23 and 34 of the '967 Patent under 35 U.S.C. §§ 101, 103 and 112. Case CBM2018-00018 challenges claims 1 – 17 and 22-24 of the '993 Patent under 35 U.S.C. §§ 101, 102 and 112.

This development is relevant to Defendant's Motions For Summary Judgment Of Invalidity of the '967 and '993 Asserted Patents in this suit.

Respectfully submitted,

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CERTIFICATE OF SERVICE

This is to certify that all known counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per E. Dist. Tex. Loc. Ct. R. CV-5(a)(3) on this the 26th day of January, 2018. Any other known counsel of record will be served with a copy of this document by email and/or facsimile transmission.

By: /s/ Douglas P. LaLone
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